

UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF DELAWARE

FOREST LABORATORIES, INC., FOREST  
LABORATORIES HOLDINGS, LTD. MERZ  
PHARMA GMBH & CO. KGAA, and MERZ  
PHARMACEUTICALS GMBH,

Plaintiffs,

v.

COBALT LABORATORIES, INC., LUPIN  
PHARMACEUTICALS, INC., LUPIN LTD.,  
ORCHID PHARMACEUTICALS, INC., ORCHID  
CHEMICALS AND PHARMACEUTICALS LTD.  
(D/B/A ORCHID HEALTHCARE), TEVA  
PHARMACEUTICALS USA, INC., UPSHER-  
SMITH LABORATORIES, INC., WOCKHARDT  
USA, INC. AND WOCKHARDT LIMITED,

Defendants.

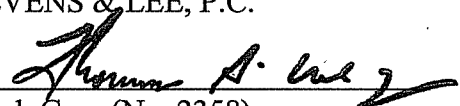
Civ. Action No. 08 CV 021 (GMS-LPS)

**MOTION AND ORDER FOR ADMISSION *PRO HAC VICE***

Thomas G. Whalen, Jr., a member of the Bar of this Court, acting pursuant to Rule 83.5 of the Local Rules of Civil Practice and Procedure of the United States District Court for the District of Delaware, hereby moves for the admission *pro hac vice* of Peter L. Giunta, Esquire, of the law firm Kenyon & Kenyon LLP at One Broadway, New York, NY 10004-1007 to represent the Defendant Teva Pharmaceuticals USA, Inc. in this action.

Dated: February 15, 2008

STEVENS & LEE, P.C.

  
Joseph Grey (No. 2358)

Thomas G. Whalen, Jr. (No. 4034)

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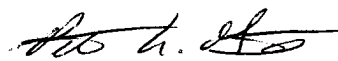
E-mail: jg@stevenslee.com

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**CERTIFICATION BY COUNSEL TO BE ADMITTED**

Pursuant to Local Civil Rule 83.5, I certify that I am eligible for admission *pro hac vice* to this Court, I am admitted, practicing, and in good standing as a member of the Bar of the State of New York and am admitted and in good standing as a member of the Bar of the State of New Jersey and, pursuant to Local Civil Rule 83.6, I submit to the jurisdiction of the United States District Court for the District of Delaware for any alleged misconduct which occurs in the course of, or in the preparation of, this action. I also certify that I am generally familiar with the Rules of this Court. In accordance with the Local Rules and applicable orders, a \$25.00 fee payment will be submitted to the Clerk's Office upon the filing of this Motion.

Date: February 14, 2008



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Peter L. Giunta, Esquire  
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New York, NY 10004-1007  
TEL: (212) 425-7200  
FAX: (212) 425-5288  
E-MAIL: pgiunta@kenyon.com

**ORDER GRANTING MOTION**

IT IS HEREBY ORDERED, that the foregoing motion for admission *pro hac vice* is granted.

Date: \_\_\_\_\_

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Gregory M. Sleet  
United States District Judge

**CERTIFICATE OF SERVICE**

I, Thomas G. Whalen, Jr., hereby certify that, on this 15th day of February, 2008, and in addition to the service provided by the Court's CM/ECF system, true and correct copies of the foregoing Motion for Admission were served by first class United States mail, postage prepaid, upon the parties listed below:

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A handwritten signature in black ink, appearing to read "Thomas G. Whalen, Jr.", written over a horizontal line.

Thomas G. Whalen, Jr.